

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,

Plaintiff,

v.

**No. CV 14-0652 WJ/LAM
CR 11-1955 WJ**

JAMES CARNEY RITTERHOFF,

Defendant.

ORDER GRANTING MOTION FOR EXTENSION OF TIME AND FOR DOCUMENTS

THIS MATTER is before the Court on Defendant/Movant's motion for an extension of time to file a reply to the United States' response to Defendant/Movant's § 2255 motion [*Doc. 13*], filed February 27, 2015. In the motion, Defendant/Movant asks for a 45 to 60-day extension of time to file a reply, stating that he is *pro se*, is unschooled in the law, has limited access to the prison's legal library, and has no access to a word processor. In addition, Defendant/Movant asks the Court for copies of the sentencing transcripts from his underlying criminal case, which are cited to by the United States in its response to Defendant/Movant's § 2255 motion. Defendant/Movant asks that any extension of time to file his reply start on the day that the transcripts are mailed to Defendant/Movant. The United States filed a notice of non-opposition to the motion, stating that it does not oppose Defendant/Movant's request for an extension of time to file a reply, nor does it oppose his request for copies of the sentencing transcripts. [*Doc. 14*]. Having considered the motion, the United States' notice of non-opposition, and the record in this case, the Court **FINDS** that the motion is well-taken and shall be **GRANTED**.

IT IS THEREFORE ORDERED that Defendant/Movant's motion for an extension of time to file a reply and for his sentencing transcripts [*Doc. 13*] is **GRANTED**.

IT IS FURTHER ORDERED that the Clerk shall mail copies of Documents 65 and 66 from Case No. CR-11-1955 WJ to Defendant/Movant at his address of record.

IT IS FURTHER ORDERED that Defendant/Movant's reply is due **within sixty (60) days** of the date the Clerk mails copies of the transcripts to Defendant/Movant.

IT IS SO ORDERED.



LOURDES A. MARTÍNEZ
UNITED STATES MAGISTRATE JUDGE